IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 19163 of 2001

Between:

1 Vankayala Pati Rathna Shekar S/o Rangaiah
R/o Mahabubabad, Ellendu Road,
Warangal District.
2 Tallada Sathaiah S/o Venkat Narsaiah
R/o Upparagudam, Korivi (Mandal),
Warangal District.
3 Jalagam Nageshwar Rao S/o Ramaiah
R/o Kambalapally, Mahabubabad (Mandal)
Warangal District.
4 T. Dasharatham S/o Narayana
R/o Mahabubabad (Mandal),
Warangal District.
5 S. Venkatram Narsaiah S/o Buchaiah
R/o Mahabubabad (Mandal), Warangal District.
6 G. Ayodhya S/o Veerabhadram
R/o Ellandu Road, Mahabubabad (Mandal), Warangal District.
7 P. Pandu rangaiah S/o Muthaiah
R/o H.No.2-2-14/2, RTC Bus Stand Road, Mahabubabad (Mandal), Warangal District.
8 Vemi Setty Venkanna S/o Jagannadham
R/o Kotha Bazar, Near Govt. Hospital, Mahabubabad (Mandal), Warangal District.
9 G. Pitchaiah S/o Narayana
R/o Modulagudem, Korivi (Mandal)
Warangal District.
10 G. Rajeswar Rao S/o Sudhershanam
R/o Near RTC Bus Stand, Mahabubabad (M), Warangal Dist.
11 Vemi Setty Chandraiah S/o Jagannadham
R/o Near Govt. Hospital, Mahabubabad (Mandal), Warangal District.
12 Sreerangam Naveen S/o Venkatram Narsaiah
R/o 4-2-23, Mahabubabad (Mandal), Warangal District.
13 S. Krishna Veni W/o Satyanarayana

R/o 6-3-75/2, Mahabubabad (Mandal), Warangal District.

14 S. Padmalatha W/o Murali
R/o Near Govt. Hospital, Mahabubabad (Mandal), Warangal District.

15 K. Venkanna S/o Lachaiah
R/o Kotha Bazar, Mahabubabad (Mandal), Warangal District.

..... PETITIONERS

AND

1 The State of A.P. Rep. by the Secretary, Roads & Buildings Dept., Secretariat, Hyderabad
2 The Chief Engineer Roads & Buildings Dept., Erramanjil, Hyderabad
3 The Superintending Engineer Roads & Buildings, Subedari Street, Hanamkonda, Warangal District.
4 The Executive Engineer Roads & Buildings, Near govt. College, Mahabubabad (Mandal) Warangal District.
5 The District Collector Warangal District.
6 Mahabubabad Gram Panchayat Rep. by Executive Officer, Warangal District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus directing appropriate order or direction in the nature of Writ directing the respondents not to carry out any railway over bridge work in Mahabubabad (V) at 82nd level crossing between Kajipet - Vijayawada railway line as per 2001 plan or otherwise which would destabilise the petitioners residential houses, agricultural market yard and the petrol bunk in the Mahabubabad village and the respondents to directed to carry out the proposed work in the vacant agriculture land which is located just about 150 yards away after declaring the impugned action to carry out the work through the residential houses, of the petitioners and others, agricultural market yard and the petrol bunk in Mahabubabad village as also calling for the tenders by notice dt: 4-8-2001 issued by the 2nd respondent as arbitrary, discriminatory and voilative of Art. 14, 21 and 300-A of the Constitution of India, justice, equity and fair play.

Counsel for the Petitioner:MR.B. NALIN KUMAR

Counsel for the Respondents 1 to 5: GP FOR ROADS & BUILDINGS

Counsel for Respondent No.6: Mr. P. Raghavender Reddy, SC for ZPs, MPs, Gr.Ps.

The Court made the following :

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ORAL ORDER:

When this writ petition came up for hearing on 30.6.2005, there was no representation on either side and, accordingly, it was adjourned to 5.7.2005, under the caption ‘for dismissal’. Even today, there is no representation on either side.

In that view of the matter, this writ petition is dismissed for non-prosecution. No order as to costs.

5.7.2005

CVM

To,

1 The Secretary, State of A.P., Roads & Buildings Dept.,
Secretariat, Hyderabad
2 The Chief Engineer Roads & Buildings Dept.,
Erramanjil, Hyderabad
3 The Superintending Engineer Roads & Buildings,
Subedari Street, Hanamkonda,
Warangal District.
4 The Executive Engineer Roads & Buildings,
Near govt. College, Mahabubabad (Mandal)
Warangal District.
5 The District Collector
Warangal District.
6 Mahabubabad Gram Panchayat Rep. by Executive Officer,
Warangal District.

7. 2 CCs to G.P. for Roads and Buildings, High Court buildings, Hyderabad (OUT).

8. 2 CD copies.